

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

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**In re: PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESAL PRICE LITIGATION**

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)  
) **MDL No. 1456**  
) **Master File No. 01-CV-12257-PBS**  
)

) **Hon. Patti B. Saris**  
)

**THIS DOCUMENT RELATES TO:**

**ALL ACTIONS**

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**CORPORATE DISCLOSURE STATEMENT FOR DEY, L.P.**

Pursuant to Fed. R. Civ. P. 7.1, Defendant Dey, L.P. hereby discloses that: Ninety-nine percent (99%) of the shares of Dey L.P. are owned by Dey L.P., Inc.; one percent of the shares of Dey L.P. are owned by Dey, Inc.; one hundred percent of the shares of Dey L.P., Inc. are owned by Dey, Inc.; one hundred percent (100%) of the shares of Dey, Inc. are owned by EMD, Inc. of Durham, North Carolina; one hundred percent (100%) of the shares of EMD, Inc. are owned by Merck S.A. of Lyon, France; approximately ninety-nine percent (99%) of the shares of Merck S.A. are owned by Merck KGaA of Darmstadt, Germany; and Merck KGaA is a publicly held company in Germany.

Dated: May 21, 2007

Respectfully Submitted,

KELLEY DRYE & WARREN LLP

By: /s/ Neil Merkl

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**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing was delivered to all counsel of record by electronic service pursuant to Paragraph 11 of Case Management Order No. 2, by sending on May 21, 2007, a copy to LexisNexis File & Serve for posting and notification to all parties.

\_\_\_\_\_/s Neil Merkl